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BARRY J. PORTMAN Federal Public Defender Company of the Company 2 HILARY A. FOX Assistant Federal Public Defender 555 - 12th Street, Ste. 650 3 Oakland, California 94607-3627 4 Telephone: (510) 637-3500 Counsel for Defendant WILLIAMS 5 6 7 IN THE UNITED STATES DISTRICT COURT 8 FOR THE NORTHERN DISTRICT OF CALIFORNIA 9 10 No. CR 06-00714 MJJ UNITED STATES OF AMERICA, 11 STIPULATION AND [PROPOSED] Plaintiff, ORDER FOR CONTINUANCE AND 12 **EXCLUSION OF TIME** v. 13 Date: August 17, 2007 ISSAIAH WILLIAMS, Time: 2:30 p.m. 14 Defendant. Court: Hon. Martin J. Jenkins U. S. District Court 15 16 This matter is currently on calendar for status on Friday, August 17, 2007 at 2:30 p.m. The 17 parties jointly stipulate and request that the matter be continued to the new date of Friday, 18 September 28, 2007 at 2:30 p.m. status or change of plea, and further request that the time between 19 August 17 and September 28, 2007, be excluded from calculations under the Speedy Trial Act, 18 20 U.S.C. §3161(h)(8)(A) and (B)(iv) for the following reasons. The defendants require additional 21 time to review discovery and conduct research and investigation into the pending charges, and the 22 parties are continuing to engage in discussions regarding the resolution of this matter. In addition, 23 counsel for defendant Williams will be out of the office from August 20, 2007 until September 4, 24 2007, and thus unavailable during this period. 25

the continuance requested herein outweigh the best interests of the public and the defendants in a

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For the foregoing reasons, the parties stipulate and agree that the ends of justice served by

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1	speedy trial be	speedy trial because the failure to grant such a continuance would unreasonably deny defendants		
2	adequate time	adequate time to prepare, taking into account the exercise of due diligence. The parties therefore		
3	stipulate and a	stipulate and agree that this period of time should be excluded under the Speedy Trial Act, 18		
4	U.S.C. §3161(h)(8)(A) and (B)(iv).			
5	SO STIPULAT	SO STIPULATED.		
6	Dated: A	ugust 17, 2007	/S/	
7			HILARY A. FOX Assistant Federal Public Defender	
8	SO STIPULATED.			
9		ugust 17, 2007	/S/	
10	Bateu. A	ugust 17, 2007	CHINHAYI COLEMAN	
1			Assistant United States Attorney	
12				
3		SIGNATURE ATTESTATION		
4	I hereby attest that I have on file all holograph signatures for any signatures indicated by			
15	a "conformed" signature (/S/) within this e-filed document.			
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Based on the reasons provided in the stipulation of the parties above, the Court hereby FINDS that the ends of justice served by granting of the requested continuance outweigh the best interests of the public and the defendants in a speedy trial, and that the failure to grant the requested continuance would deny defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. §3161(h)(8)(A) & (B)(iv).

ORDER

Based on these findings, IT IS HEREBY ORDERED THAT the hearing that is currently scheduled for August 17, 2007, shall be continued to September 28, 2007, at 2:30 p.m. for status or change of plea, and that the time from August 17 through September 28, 2007, shall be excluded for purposes of the Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: δ 22 , 2007

MARTIN J. JENKINS/ United States District Court

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